

Application No.: 09/911,039

Docket No.: POLYPROBE 3.0-017 CIP CONT CONT

REMARKS/ARGUMENTS

Claim 33 has been amended to clarify antecedent basis. Claims 39-46 are supported by the disclosure on page 10 (para. 46). Accordingly, no new matter has been added. Entry of the amendment is respectfully requested.

In response to the rejection of claims 26-38 based upon obviousness-type double patenting, Applicant hereby submits a Terminal Disclaimer over U.S. Patent 6,072,043. Withdrawal of the rejection is respectfully requested.

Since there are no other outstanding issues, Applicant respectfully requests allowance of claims 26-46, and a Notice to that effect. The Examiner is cordially invited to contact the undersigned if she has any further questions.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: September 10, 2003

Respectfully submitted,

By

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